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Attorneys for Montana Department of Commerce

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
HELENA DIVISION

FORT HARRISON VETERANS
RESIDENCES, LP,

Plaintiff,

v.

MONTANA DEPARTMENT OF
COMMERCE, in its official
capacity and as a federally
designated public housing agency,

Defendant.

Case 6:24-CV-00037-BMM-KLD

**DECLARATION OF CHERYL
COHEN**

I, Cheryl Cohen, under penalty of perjury, declare as follows:

1. I am the Division Administrator of the Montana Department of Commerce, Housing Division, and the Executive Director of the Montana Board of Housing.

2. I am over the age of eighteen, of sound mind, and make this

declaration upon my own personal knowledge or upon review of records kept in the ordinary course of my employment by the State of Montana.

3. I am familiar with the Freedom's Path housing project which is the subject of the Plaintiff's Complaint. The project receives, on average, more than \$5,000 per assisted dwelling unit annually in project based assistance, for purposes of the application of 24 C.F.R. § 35.715.

4. Attached as Exhibit 1 is a true and correct copy of an e-mail message I received from HUD employee Tara Radosevich on July 31, 2023 related to the Freedom's Path project.


5. Attached as Exhibit 2 is a true and correct copy of a memo I received from HUD employee Zachary Urban, dated April 17, 2024, related to the Freedom's Path project.

6. Attached as Exhibit 3 is a true and correct copy of a memo I received from HUD employee Zachary Urban, dated May 24, 2024, related to the Freedom's Path project.

7. Attached as Exhibit 4 is a true and correct copy of a letter I received from HUD employee Zachary Urban, dated March 8, 2024, related to the Freedom's Path project.

I declare under penalty of perjury under 28 U.S.C. § 1746 that the foregoing is true and correct to the best of my knowledge.

Executed on this 2nd day of July, 2024.



Cheryl Cohen

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing document was served on the following using the court's CM/ECF system on the 2nd day of July, 2024

Jeffrey M. Roth
Michael Green
Crowley Fleck PLLP
305 South 4th St E, Suite 100
Missoula, MT 59801



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